

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

ESTATE OF VALERIE YOUNG, et al.,

plaintiffs,

against

STATE OF NEW YORK OFFICE OF MENTAL
RETARDATION AND DEVELOPMENTAL
DISABILITIES, *et al.*,

defendants.

Electronically Filed

Case No.: 07-CV-06241 (LAK)

**DECLARATION OF JACQUES
CATAFAGO, ESQ.**

JACQUES CATAFAGO, an attorney admitted to practice before the Courts of the State of New York and this Court, certifies pursuant to 28 USC §1746 and under penalty of perjury, that the following is true and correct:

1. I am co-counsel for plaintiffs together with Jonathan Bauer, Esq. I make this Declaration of my personal knowledge.
2. On December 22, 2007 I served the Discovery Requests annexed as Exhibit B upon defendants. See Certificates of Service, Exhibit B pages 2, 4, 6, 8, 10, 12, 14, 16, 18, 20, 22 and 24.
3. On March 12, 2008 I spoke on the telephone with Assistant Attorney General Jose L. Velez in an effort to obtain compliance with the Discovery Requests. Mr. Velez adamantly refused to modify defendants' position and stated that defendants would not comply.

Dated: New York, New York
March 13, 2008

Respectfully Submitted,

s/

Jacques Catafago